

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PROPOSED TARIFF OF SOUTH CENTRAL BELL	)	
TELEPHONE COMPANY FOR OPEN NETWORK	)	CASE NO.
ARCHITECTURE FEATURES IN THE GENERAL	)	91-072
SUBSCRIBER SERVICES TARIFF	)	

O R D E R

This matter arising upon petition of South Central Bell Telephone Company ("South Central Bell") filed December 19, 1990 pursuant to 807 KAR 5:001, Section 7, for confidential protection of the cost information filed in support of the proposed tariff on the grounds that public disclosure is likely to cause South Central Bell competitive injury, and it appearing to this Commission as follows:

South Central Bell has filed, as an addition to its General Subscriber Services Tariff, tariffs for new network service which are being offered as part of its Open Network Architecture process. In addition to the new services, the filing introduces a new rate element referred to as "Exchange Access Premium Charge." The filing provides revenue, demand, and cost information on each individual network feature which South Central Bell seeks to protect as confidential.

The information sought to be protected is not known outside of South Central Bell and is not disseminated within South Central Bell except to those employees who have a legitimate business need

to know and act upon the information. South Central Bell seeks to preserve the confidentiality of this information through all appropriate means, including the maintenance of appropriate security at its offices.

807 KAR 5:001, Section 7, protects information as confidential when it is established that disclosure is likely to cause substantial competitive harm to the party from whom the information was obtained. In order to satisfy this test, the party claiming confidentiality must demonstrate actual competition and a likelihood of substantial competitive injury if the information is disclosed. Competitive injury occurs when disclosure of the information gives competitors an unfair business advantage.

The services to be offered in the new tariff compete with services available from other providers of telecommunications services. Disclosure of the cost data sought to be protected would give these competitors information which will allow them to more readily compete with South Central Bell by knowing South Central Bell's capital and operating costs, as well as contribution for the service. Therefore, disclosure of the information would have substantial competitive value to such competitors and it should be protected as confidential.

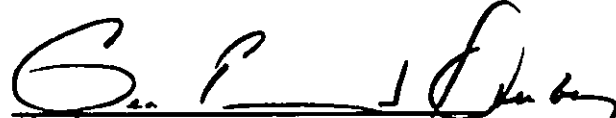
This Commission being otherwise sufficiently advised,


IT IS ORDERED that the cost support information filed in support of South Central Bell's proposed tariff as part of its Open Network Architecture process, which South Central Bell has petitioned be withheld from public disclosure, shall be held and

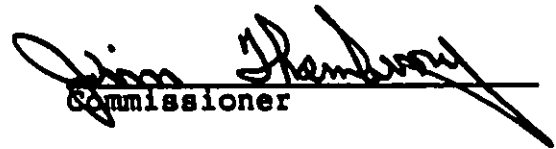
retained by this Commission as confidential and shall not be open for public inspection.

Done at Frankfort, Kentucky, this 11th day of March, 1991.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

  
Commissioner

ATTEST:

  
Executive Director